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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) No. CR 11-0033 WHA
Plaintiff,) STIPULATION AND [PROPOSED] ORDER
v.) EXCLUDING TIME UNDER 18 U.S.C. § 3161
JORGE SOTELO-TIRANDO,)
Defendant.)

The parties appeared before the Court on January 25, 2011. With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from January 25, 2011 to February 15, 2011, in light of the need for the defense to effectively prepare for the case. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation of counsel, taking into account the exercise of due diligence.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from January 25, 2011 to February 15, 2011, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from January 25, 2011 to February 15, 2011, be excluded from the Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

SO STIPULATED:

MELINDA HAAG
United States Attorney

DATED: February 3, 2011

/S/

PATRICIA SPALETTA
Special Assistant United States Attorney

DATED: February 3, 2011

/s/

Loren Stewart
Assistant Federal Public Defender

SO ORDERED.

DATED: February 7, 2011.

W. Ains

THE HON. WILLIAM H. ALSUP
United States District Judge